

1 Camellia Baray, State Bar No. 179219  
2 BONJOUR, THORMAN, BARAY & BILLINGSLEY  
3 24301 Southland Dr., Ste 312  
4 Hayward, Ca. 94545  
5 (510) 785-8400 (phone)  
6 (510) 670-0995 (fax)  
7 camellia@btbandb.com

8 Attorneys for Defendant Edwinna Firmeza

9  
10  
11 IN THE UNITED STATES DISTRICT COURT  
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
13

14 UNITED STATES OF AMERICA,

No. CR 12-00449-1 YGR

15 Plaintiff,

16 STIPULATION AND ORDER TO  
17 CONTINUE SENTENCING HEARING  
18 FROM APRIL 18, 2013 TO  
19 JUNE 12, 2013

20 v.

21 EDWINNA FIRMEZA,

Date: April 18, 2013

22 Defendant.

Time: 2:00 p.m.

Court: Hon. Yvonne Gonzalez Rogers

23 The above-captioned matter is set on April 18, 2013 at 2:00 p.m. before the Hon. Yvonne  
24 Gonzalez Rogers for sentencing. The parties request that the Court vacate this date and reset the  
25 matter for sentencing on specially set date of Wednesday, June 12, 2013 at 2:00pm.

26 Ms. Firmeza pleaded guilty to a charge of bank fraud relating to the misrepresentation of  
27 income on loan applications for two residential properties. One of the residential properties was  
28 sold in foreclosure. The other has been set for trustee's sale at various times, but has never been  
sold. Ms. Firmeza is now in the process of attempting to effectuate a short sale on that property.

1 According to Ms. Firmeza's real estate agent, they have completed most of what is  
2 required for the short sale and are now just waiting for the bank to complete its due diligence.  
3 There is no fixed date by which the bank needs to respond and Ms. Firmeza's real estate agent  
4 has informed counsel that the bank could respond in a matter of weeks, or a matter of months.  
5 Ms. Firmeza's real estate agent is motivated to conclude the deal and has been diligent about  
6 contacting the bank's agent in an attempt to speed up this process.  
7

8 The parties, including Probation, agree to a continuance to allow Ms. Firmeza the  
9 opportunity to complete a short sale of the property – a successful sale could clarify restitution  
10 issues that are currently outstanding.  
11

12  
13  
14 SO STIPULATED.  
15

16 Dated: April 10, 2013

17 \_\_\_\_\_/S/\_\_\_\_\_  
Keslie Stewart  
18 Assistant United States Attorney  
19


20 Dated: April 10, 2013

21 \_\_\_\_\_/S/\_\_\_\_\_  
Camellia Baray  
22 Attorney for Ms. Firmeza  
23  
24  
25  
26  
27  
28

1 For good cause shown, the sentencing hearing set for April 18, 2013 is continued to June  
2 12, 2013 at 2:00 p.m.

3  
4 IT IS SO ORDERED.

5  
6  
7 DATED: April 16, 2013

  
Hon. Yvonne Gonzalez Rogers  
United States District Judge